UNITED STATES DISTRICT COURT SOUTHERN DISTRICT OF NEW YORK		
IN RE VEECO INSTRUMENTS INC. SECURITIES LITIGATION	·x : :	No. 7:05-MD-01695-CM-GAY
THIS DOCUMENT RELATES TO: ALL ACTIONS	: : :	

NOTICE OF MOTION AND MOTION IN LIMINE TO PRECLUDE TESTIMONY OF ROBERT W. BERLINER

TO ALL PARTIES AND THEIR ATTORNEYS OF RECORD:

PLEASE TAKE NOTICE that, upon the accompanying memorandum of law and papers in support thereof, and all prior papers and proceedings had herein, Defendants in this action will move this Court, before the Honorable Colleen McMahon, at a date and time to be determined by the Court, for an order to Prelude Testimony of Robert W. Berliner.

Dated: New York, New York

June 22, 2007

GIBSON, DUNN & CRUTCHER LLP

By:

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